

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

UNITED STATES OF AMERICA                  )  
  )  
v.    )  
   )  
MACON LEONARD LEE                         )

**ORDER**

The motion to suppress by Defendant Octavio Lizarraga Ayala (Doc. 10) came on to be heard on August 13, 2019. Terry Meinecke, Assistant U.S. Attorney, appeared on behalf of the Government, and Attorney Robert Broadie, appeared on behalf of the Defendant. After hearing evidence and argument on the motion, the court granted the Defendant's request for an order that the Government provide defense counsel with copies of certain telephone records. The court allowed the Government seven days to do so, as discussed at the hearing, and report its findings to the court.

On August 20, 2019, the Government filed a supplemental response to the motion to suppress (Doc. 14) concluding that based on the newly-discovered information obtained, the detention of Defendant Lee was unconstitutional and the Defendant's motion to suppress should be granted. Based on the Government's concession,

IT IS THEREFORE ORDERED that the Defendant's motion to suppress (Doc. 10) is GRANTED.

/s/ Thomas D. Schroeder  
United States District Judge

August 21, 2019